

*The actions delineated below were taken in open session of the EPSB at the November 18, 2002 regular meeting. This information is provided in summary form; an official record of the meeting is available on tape in the permanent records of the EPSB, 1024 Capital Center Drive, Suite 225, Frankfort, KY 40601.*

**Education Professional Standards Board (EPSB)  
Summary Minutes of the Business Meeting  
Murray State University  
Murray, Kentucky  
November 18-19, 2002**

**Members Present:**

Doris Barlow  
Eugene Binion  
Wally Campbell  
Lydia Coffey  
Joy Gray  
Arthur Green  
Kristin Gregory  
Terry Poindexter  
Jack Rose  
Tom Stull  
Ellie Thompson  
Mark Wasicsko  
Joe Welch  
Charles Wade (for Jim Applegate)

**Members Absent:**

Penny Robinson  
Gene Wilhoit

**Minutes**

**Call to Order**

Chair Lydia Coffey called the meeting to order at 9:00 AM CST.

Dr. Jack Rose brought greetings on behalf of Murray State University (MuSU) and welcomed the EPSB and audience to the campus of MuSU.

**Approval of Minutes**

*Motion made by Mr. Eugene Binion, seconded by Ms. Kristin Gregory, to approve the minutes of the September 23-24, 2002 EPSB meeting, adding a unanimous vote count on page 8, under action #2002-154.*

Vote: Unanimous

**Amendment of Agenda**

*Motion made by Dr. Doris Barlow, seconded by Ms. Terry Poindexter to amend the meeting agenda, adding (1) Continued Partnership with the National Commission on Teaching and America's Future; and (2) a presentation from MuSU on their education database.*

Vote: Unanimous

### **Open Speak**

No requests were made for Open Speak.

### **Report of the Executive Director and Staff**

Dr. Susan Leib reviewed with board members the following items:

- copy of a letter to Mr. Paul Wilson regarding his waiver requests
- information on Mr. Wendell Cave's and Dr. Phillip Rogers's presentation to the U.S. Department of Education on the EPSB's Title II Report
- Emergency Non-Certified Personnel Program First Quarter (July 1 – September 30, 2002) Report
- EPSB staff's contribution to the Kentucky Employees Charitable Campaign
- *Kentucky Teacher*

### **Report of the Chair**

Ms. Coffey reported she attended the meeting that updated the deans of education on the Title II Teacher Quality grant. Several of the deans complimented staff and the board and the direction being taken. She indicated that the institutions are excited about the grant and its potential. Also, Ms. Poindexter reported on the National Education Association-sponsored Professional Symposium in San Francisco, California in October. She indicated that many of the participants were very complimentary of Kentucky's EPSB, Executive Director, and Board of Examiner's teams.

### **Kentucky Educator Certification and Internship System -- A Demonstration**

Mr. Terry Hibpshman and Mr. Jody Larson gave an online demonstration of the Kentucky Educator Certification and Internship System. It is currently in production and will allow educators and districts to apply and pay online for their teacher/administrator certificates. Also, the on-line Intern Performance Record (IPR) application was demonstrated. The online IPR has been set up according to the New Teacher Standards and, for the first time, the EPSB will be able gather data to see which standards need additional attention in the preparation programs.

### **Full Board Information Items**

#### **2000-01 Title II Report**

Dr. Rogers and Mr. Cave presented the 2000-01 Annual Title II report. Mr. Cave noted that during testimony to the Congressional Subcommittee on Education, he heard from several different sources that the reason Kentucky was asked to testify is because "Kentucky is doing it right." Dr. Rogers and Mr. Cave indicated that the U.S. Department of Education was very pleased with Kentucky's approach and the collection of entrance data.

The 2000-01 Title II report was submitted to the U.S. Department of Education on October 7, 2002. The summary report presented to the board listed, by institution, the number of candidates tested, number who passed, pass rates, and quartile rankings.

## **Title II Teacher Quality Enhancement Grant**

On September 25, 2002, the EPSB was notified that it had been awarded 11.4 million dollars by the U.S. Department of Education for funding a Teacher Quality Enhancement Grant under Title II of the Higher Education Act. This grant award requires a 60 percent state match that is met through state funds provided for the Kentucky Teacher Internship Program (KTIP). The grant has three strands: (1) New Teacher/KTIP Portfolio Development; (2) Alignment of Courses with National Standards, Kentucky Teacher Standards, PRAXIS, and Core Content for Assessment; and (3) Technology. The three strands are supported by six objectives: (1) Teacher Performance Assessments, (2) Teacher Mentors, (3) Conceptual Framework of Teaching and Learning, (4) Alignment of Content Preparation, (5) Data Collection and Reporting, and (6) Research. The board directed staff to move forward in implementing the grant activities.

## **KTIP Benchmark Evaluation**

In May 2002, the University of Kentucky submitted a proposal to EPSB staff outlining a plan to collect data and to tabulate assessment data for interns participating in the program during the 2001-02 school year. Beyond the accumulation of intern assessment data, the study proposed to also collect participant perceptions of KTIP by conducting a survey of resource teachers' perceptions of the system and program impact on practice.

Dr. Sharon Brennan and Dr. Denise Jones presented the board with a report on the KTIP Benchmark Evaluation/Study that focused on two questions: (1) How did KTIP committee members rate their interns using the benchmarks and standards in the new scoring system? and (2) What were the perceptions of participating resources teachers about two program features - the new scoring system and the value of their mentoring role in terms of impact on practice?

## **Full Board Action Items**

### **Teacher Education Model Program Request for Proposals**

At its September 23, 2002 meeting, the EPSB adopted pre-eligibility criteria for institutions wishing to apply singularly or as a "lead" institution for a collaborative for Teacher Education Model Program funds. The board discussed issuing the Request for Proposals (RFPs), including adding weights to each of the requirements for scoring, establishing the size and scope of the awards, and appointing a committee to review and score the responses. The RFP must be issued by January 1, 2003.

**2002-164**     *Motion made by Dr. Rose, seconded by Mr. Binion, to appoint a committee to review and score the responses on the Teacher Education Model Program RFPs. The board directed staff to select committee members from P-12 educators and administrators as well as from institutions of higher education from both in-state and out-of-state, as necessary. This committee will make recommendations to the full board at a future meeting for final action.*

Vote: Unanimous

**2002-165**     *Motion made by Ms. Joy Gray, seconded by Dr. Mark Wasicsko, to approve the following weights to the requirements for scoring the Teacher Education Model Program RFPs: Instructional Capacity and Commitment - 20%;*

*Programmatic Requirements - 50%; and Collaboration with P-12 Schools - 30%.*

Vote: Unanimous

- 2002-166** *Motion made by Dr. Wasicsko, seconded by Dr. Rose, to approve the size and scope of the Teacher Education Model Program awards as presented by staff.*

Vote: Unanimous

**State Definition of "Highly Qualified Teacher," 2001 Elementary and Secondary Education Act, "No Child Left Behind"**

- 2002-167** *Motion made by Dr. Rose, seconded by Ms. Gregory, to approve the state definition of "Highly Qualified Teacher" (re. new teachers) for the 2001 Elementary and Secondary Education Act, "No Child Left Behind" as:*

*The term "highly qualified teacher" shall apply to all teachers employed in Kentucky's public schools who are teaching based on a certificate of legal qualifications issued by Kentucky's EPSB (or its statutory predecessors) for the grade level(s) and content area(s) assigned, with the exception of: (1) those individuals who have been issued an "Emergency Certificate" per KRS 161.100 and 16 KAR 2:120; or (2) those individuals employed in a professional school position (instructional capacity) in Kentucky's public schools who possess no certificate of legal qualifications issued by the EPSB (or its statutory predecessors).*

*All teachers **who are new to the profession** and possess other certificates issued by the EPSB (or its statutory predecessors), including but not limited to the following, shall be considered "highly qualified": provisional, temporary provisional, probationary, and professional. The designations included in the definition of "highly qualified" comprise those teachers who have completed an approved teacher preparation program at the baccalaureate level (or above) with the required demonstration of content expertise, or those who are enrolled in an alternative route to certification program.*

Vote: Unanimous

**Continued Partnership with the National Commission on Teaching and America's Future**

- 2002-168** *Motion made by Dr. Wasicsko, seconded by Mr. Binion, to approve Kentucky's recommitment to the National Commission on Teaching and America's Future partnership.*

Vote: Unanimous

## Assessment & Licensure Work Group

### Action Items

#### **16 KAR 6:010, Assessments, Final Approval**

**2002-169**     *On behalf of the Assessment & Licensure Work Group, motion made to approve  
16 KAR 6:010, Assessments, Final Approval*

Vote: Unanimous

#### **16 KAR 2:040 and 16 KAR 2:140, Interdisciplinary Early Childhood Education, Final Approval**

**2002-170**     *On behalf of the Assessment & Licensure Work Group, motion made to approve  
16 KAR 2:040 and 16 KAR 2:140, Interdisciplinary Early Childhood Education, Final Approval.*

Vote: Unanimous

#### **16 KAR 2:070 and 16 KAR 2:080, Social Work, Final Approval**

Institutional representatives from the Colleges of Education and Social Work at the University of Kentucky, the University of Louisville, and Spalding University appeared before the board in support of the amendments to 16 KAR 2:070 and 16 KAR 2:080.

**2002-171**     *On behalf of the Assessment & Licensure Work Group, motion made to approve  
16 KAR 2:070 and 16 KAR 2:080, Social Work, Final Approval, with the  
incorporation of amendments as presented.*

Vote: Unanimous

### **Waiver Requests**

**2002-172**     *On behalf of the Assessment & Licensure Work Group, motion made to approve  
the request of Mr. John Beasley, to waive 16 KAR 2:020, Section 2 (2)(b),  
Extension to Complete Renewal Requirements for Vocational Certification, and  
extend his certificate to June 30, 2003*

Vote: Unanimous

**2002-173**     *On behalf of the Assessment & Licensure Work Group, motion made to deny  
the request of Mr. Stan Holmes, to waive 16 KAR 2:120, Extension to  
Complete Renewal Requirements for Emergency Certification.*

Vote: Unanimous

**2002-174**     *On behalf of the Assessment & Licensure Work Group, motion made to approve the request of Mr. David Boggs, Superintendent, Dawson Springs Independent Schools, on behalf of Mr. K.C. Winfrey, to waive 16 KAR 2:010, Extension to Complete Renewal Requirement for Emergency Certification, and extend Mr. Winfrey's certificate to June 30, 2003.*

Vote: Unanimous

**2002-175**     *On behalf of the Assessment & Licensure Work Group, motion made to deny the request of Ms. Darlene Embry, to waive 16 KAR 2:140, Extension to Complete Renewal Requirements for Interdisciplinary Early Childhood Education Probationary Certificate.*

Vote: Unanimous

**2002-176**     *On behalf of the Assessment & Licensure Work Group, motion made to approve the request of Ms. Cheryl Costin, to waive 16 KAR 2:160, Extension to Complete Renewal Requirements for Learning and Behavior Disorders Probationary Certificate, and extend her certificate to June 30, 2003*

Vote: Unanimous

**2002-177**     *On behalf of the Assessment & Licensure Work Group, motion made to deny the request of Mr. Edwin Hollan, to waive 16 KAR 4:060, Extension to Complete the Requirements for Five-Year Renewal.*

Vote: Unanimous

**2002-178**     *On behalf of the Assessment & Licensure Work Group, motion made to deny the request of Mrs. Amy Hollan, to waive 16 KAR 4:060, Extension to Complete the Requirements for Five-Year Renewal.*

Vote: Unanimous

**2002-179**     *On behalf of the Assessment & Licensure Work Group, motion made to deny the request of Dr. Edwin Barnes, to waive 16 KAR 3:060, Classroom Teaching Experience for Guidance Certification.*

Vote: Yes - 12  
Abstain - 1 (Dr. Wade)

**2002-180**     *On behalf of the Assessment & Licensure Work Group, motion made to approve the request of Ms. Kimberly Carnes, to waive 16 KAR 8:020, Extension to Complete the Master's Degree for Certificate Renewal, and extend her certificate to December 31, 2002*

Vote: Unanimous

#### **Exceptional Children Program Assignment Waivers**

- 2002-181**     *On behalf of the Assessment & Licensure Work Group, motion made to approve the teaching assignment waivers as recommended by the Division of Exceptional Children Services and the Division of Certification.*

Vote: Unanimous

**Local School Districts Application for Emergency Non-Certified School Personnel Program**

- 2002-182**     *On behalf of the Assessment & Licensure Work Group, motion made to approve McLean County School Districts' application for the Emergency Non-Certified School Personnel Program, 2002-03.*

Vote: Unanimous

**Alternative Route to Certification Applications**

- 2002-183**     *On behalf of the Assessment & Licensure Work Group, motion made to approve the application for adjunct instructor certification in art, grades 9-12, for Ms. Dianna L. Holbrook.*

Vote: Unanimous

- 2002-184**     *On behalf of the Assessment & Licensure Work Group, motion made to approve, based on sufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in health, grades 9-12, for Ms. Mary Noonan Coffman.*

Vote: Unanimous

- 2002-185**     *On behalf of the Assessment & Licensure Work Group, motion made to deny, based on insufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in biological sciences, grades 9-12, for Ms. Mary Noonan Coffman. The board urges Ms. Coffman to enroll in an alternative route to certification program offered by a college or university.*

Vote: Unanimous

- 2002-186**     *On behalf of the Assessment & Licensure Work Group, motion made to approve, based on sufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in English, grades 9-12, and social studies, grades 9-12, for Mr. Tom V. Ellis.*

Vote: Unanimous

**2002-187**     *On behalf of the Assessment & Licensure Work Group, motion made to deny, based on insufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in learning and behavior disorders, grades 9-12, for Mr. George Cottrell. The board urges Mr. Cottrell to enroll in an alternative route to certification program offered by a college or university.*

Vote: Unanimous

**2002-188**     *On behalf of the Assessment & Licensure Work Group, motion made to deny, based on insufficient evidence of ten years' exceptional work experience, the application for provisional teaching certification in technology education, grades 9-12, for Ms. Deborah D. Evans. The board urges Ms. Evans to enroll in an alternative route to certification program offered by a college or university.*

Vote: Unanimous

## **Program & Technical Assistance Work Group**

### **Action Items**

#### **Program Approvals**

**2002-189**     *On behalf of the Program and Technical Assistance Work Group, motion made to approve the certification program in learning and behavior disorders, grades P-12 (bachelor's, master's levels and alternative route to certification) at Campbellsville University.*

Vote: Yes - 12  
Abstain - 1 (Dr. Wade)

**2002-190**     *On behalf of the Program and Technical Assistance Work Group, motion made to approve the certification programs in chemistry, grades 8-12 (bachelor's level) and physics, grades 8-12 (bachelor's level) at Centre College.*

Vote: Yes - 12  
Abstain - 1 (Dr. Wade)

**2002-191**     *On behalf of the Program and Technical Assistance Work Group, motion made to approve the certification program in chemistry, grades 8-12 (bachelor's level) at Pikeville College.*

Vote: Yes - 11  
Recuse - 1 (Dr. Wally Campbell)



Abstain - 1 (*Dr. Wade*)

**2002-192**    *On behalf of the Program and Technical Assistance Work Group, motion made to approve the endorsement certification program in instructional computer technology, grades P-12 (master's level) at Spalding University.*

Vote:    Yes - 12  
         Abstain - 1 (*Dr. Wade*)

**2002-193**    *On behalf of the Program and Technical Assistance Work Group, motion made to approve the certification programs in instrumental music, grades P-12 (bachelor's level) and vocal music, grades p-12 (bachelor's level) at Western Kentucky University.*

Vote:    Yes - 12  
         Abstain - 1 (*Dr. Wade*)

### **KTIP Appeal**

**2002-194**    *On behalf of the Program and Technical Assistance Work Group, motion made to accept the recommendation of the KTIP Appeals Committee and uphold the "unsuccessful" finding for Ms. Susan Butler.*

Vote:    Unanimous

The meeting recessed at 3:30 PM CST

### **DISCIPLINARY MATTERS EPSB MINUTES OF CASE REVIEW NOVEMBER 19, 2002**

*Chair Coffey re-convened the meeting at 8:00 a.m. Motion made by Mr. Binion, seconded by Ms. Joy Gray to go into closed session for purpose of discussing proposed or pending litigation in accordance with KRS 61.801(c)&(j).*

Vote:    Unanimous

*Motion made by Dr. Campbell, seconded by Ms. Ellie Thompson to return to open session.*

Vote:    Unanimous

The following board members concurred with the actions as listed below with the noted exceptions:

Lydia Coffey, Arthur Green, Joy Gray, Wally Campbell, Ellie Thompson, Joe Welch, Terry Poindexter, Mark Wasicsko, Tom Stull, Eugene Binion, Doris Barlow, Kristin Gregory and Jack Rose.

Attorneys present were Allison Weber and Brenda Dinkins Allen.

### **Initial Case Review**

<u>Case Number</u>	<u>Decision</u>
02-0669	Hear
02-0799	Admonish
02-07100	Admonish
02-07101	Hear
02-08105	Admonish
02-08106	Hear
02-08108	Hear ( <i>Dr. Wasicsko recused</i> )
02-08109	Dismissed
02-08107	Hear
02-09118	Hear
02-0682	Admonish
02-09113	Hear
02-09115	Admonish
02-09112	Hear
02-09114	Hear (with letter to Superintendent)
02-09122	Admonish
02-09111	Admonish
02-09117	Hear
02-09116	Hear
02-10124	Hear
02-0798	Dismissed Without Prejudice

### Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
02-168	Approve
02-172	Approve
02-174	Approve
02-175	Approve
02-169	Approve
02-176	Approve
02-171	Approve
02-178	Approve
02-179	Approve
02-180	Approve ( <i>Mr. Welch dissented</i> )
02-181	Approve
02-183	Approve
02-177	Approve
02-143	Approve
02-158	Approve ( <i>Ms. Gray, Mr. Welch dissented</i> )
02-120	Approve
02-184	Approve
02-185	Deny

02-186	Approve
02-187	Approve
02-188	Approve ( <i>Mr. Welch dissented</i> )
02-189	Approve
97-12270	Approve
02-190	Approve
02-191	Approve

### **Agreed Orders**

#### Case Number

#### Decision

00-10223 (Robert Taylor)

Accept Agreed Order whereby respondent knowingly, voluntarily and intelligently relinquishes his right to apply for or hold a Kentucky teaching certificate for a minimum of 8 years from November 19, 2002. Upon expiration of this period, issuance of any teaching certificate is expressly conditioned upon respondent's providing written evidence from a licensed and/or certified mental health professional that he is fit to return to the classroom and/or coaching. He must also provide written evidence to the Board of 12 hours of professional development training in the areas of ethics and appropriate teacher/student relationships, as approved by the Board.

Vote: Unanimous

02-0102 (Erin Page)

Accept Agreed Order revoking respondent's Kentucky teaching certificate. Respondent may reapply after a minimum of 5 years from November 19, 2002. Reinstatement or re-issuance of any certificate is expressly conditioned upon the respondent's providing proof of the successful completion of 12 hours of professional development/training in the areas of the dangers of alcohol use by students as approved by the Board. Further, respondent is admonished for failing to maintain the dignity and integrity of the profession. The Board will not tolerate any further misconduct of this nature by respondent.

Vote: Unanimous

00-0354 (Terry Wise)

Accept Agreed Order admonishing respondent for failing to report to his assigned workplace on several occasions. The Professional Code of Ethics for Kentucky School Certified Personnel requires the teaching professionals to maintain the dignity and integrity of the profession. The Board will not tolerate any further misconduct of this nature by respondent.

Vote: Unanimous

01-0429 (Katie Black)

Accept Agreed Order revoking respondent's provisional certificate for teaching exceptional children – trainable mentally handicapped, grades K-12. Respondent shall neither apply for nor be issued a certificate for teachers of exceptional children in the Commonwealth for a minimum of four years from June 1, 2001. Reinstatement of this certificate is expressly conditioned upon respondent's providing written evidence to the Board of completion of 12 hours of professional development/training as approved by the Board in the area of behavior management of exceptional children. Respondent's provisional certificate for teaching in the early elementary grades K-4 (and self-contained grades 5-6) shall be suspended retroactively for a period of at least one year from June 1, 2001. Reinstatement shall be conditioned upon respondent's providing written evidence to the Board of the completion of 3 hours of professional development/training as approved by the Board in the area of classroom management and effective discipline techniques.

Vote: 12 Yes

1 Dissent (*Dr. Rose*)

02-0213 (Lyndi Cable)

Accept Agreed Order whereby respondent knowingly, voluntarily and intelligently relinquishes her right to apply for or hold a Kentucky teaching certificate for a minimum of 8 years beginning January 25, 2002. Upon reapplication, respondent shall submit written proof of any educational requirements in addition to written proof of completion of 12 hours of professional development/training in the areas of sexual harassment, ethics, and appropriate teacher/student relationships and/or boundary issues, as approved by the Board.

Vote: Unanimous

02-0460 (Edwin Jenkins)

Accept Agreed Order stating that certification shall be issued to respondent and simultaneously suspended for a minimum of 2 years from November 19, 2002. Reinstatement of this certificate shall be expressly conditioned upon respondent's providing written evidence to the Board of completion of 12 hours of professional development/training in the areas of ethics and appropriate student/teacher relationships and/or boundary issues, as approved by the Board.

Vote: Unanimous

01-0886 (James Larson)

Accept Agreed Order stating that respondent shall successfully complete 12 hours of professional development/training to include appropriate boundaries between teacher and student, as approved by the Board. The training shall be completed within 6 months of November 19, 2002. Should respondent fail to satisfy this condition, the Agreed Order will be null and void and the case against respondent will be reopened. Further, respondent is admonished for having inappropriate sexual contact with a

graduation student. The Board will not tolerate any further misconduct of the nature by respondent

Vote: 12 Yes

1 Dissent (*Dr. Rose*)

02-0670 (Gary Elder)

Accept Agreed Order revoking respondent's Kentucky teaching certificate. Respondent may reapply in a minimum of four years from November 19, 2002. Reinstatement or re-issuance of any certificate is expressly conditioned upon the respondent's providing proof of any educational requirements, as well as proof of the successful completion of 12 hours of professional development/training in the areas of ethics and appropriate teacher/student relationships and/or boundary issues, as approved by the Board.

Vote: Unanimous

02-0692 (James Crabb)

Accept Agreed Order suspending respondent's Kentucky teaching certificate for a period of one year beginning on November 19, 2002.

Vote: Unanimous

02-0677 (Robert Wills)

Accept Agreed Order revoking respondent's Kentucky teaching certificate effective May 17, 2002. Respondent may reapply after 3 years beginning May 17, 2002.

Vote: 12 Yes

1 Recuse (*Ms. Gray*)

**Findings of Fact,**  
**Conclusions Of Law**  
**and Recommended Orders**

Case Number

Decision

99-08207 (Lyttle Combs)

Accept the Findings of Fact, Modify the Conclusions of Law, and Reject the Recommended Order. The Board hereby orders that Respondent's teaching certificate be revoked. Respondent may reapply after a minimum period of 8 years from November 19, 2002. Upon expiration of this period, issuance of any teaching certificate is expressly conditioned upon respondent's providing written evidence of a chemical dependency evaluation and counseling performed by a licensed psychologist or certified chemical dependency counselor, as approved by the Board.

Vote: Unanimous

01-12159 (Lloyd Settle)

Accept Findings of Fact, Modify Conclusions of Law, and Reject the Recommended Order. The Board hereby orders that respondent's teaching certificate be suspended from the date of acceptance of this order by the Board through July 1, 2003.

Vote: 11 Yes

2 Recuse (*Dr. Rose, Mr. Green*)

*Motion made by Ms. Gray, seconded by Ms. Gregory to adjourn the meeting.*

Vote: Unanimous

The meeting adjourned at 10:20 a.m. CST.

**Next Meeting: January 13-14, 2003  
Best Western Motel  
Frankfort, Kentucky**